

passed over without prejudice and retain their places on the Private Calendar:

H.R. 1184. A bill for the relief of Jung Ja Golden.

H.R. 2084. A bill for the relief of Fanie Phily Mateo Angeles.

H.R. 3718. A bill for the relief of Mark A. Potts.

Motions severally made to reconsider the votes whereby each bill on the Private Calendar was disposed of today were, by unanimous consent, laid on the table.

188.8 PROVIDING FOR THE
CONSIDERATION OF H.R. 4003

Mr. MOAKLEY, by direction of the Committee on Rules, called up the following resolution (H. Res. 500):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of the bill (H.R. 4003) to authorize appropriations for fiscal year 1995 for certain maritime programs of the Department of Transportation, to amend the Merchant Marine Act, 1936, as amended, to revitalize the United States-flag merchant marine, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour, with thirty minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Merchant Marine and Fisheries and thirty minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means. After general debate the bill shall be considered for amendment under the five minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five minute rule the amendment in the nature of a substitute recommended by the Committee on Merchant Marine and Fisheries now printed in the bill, modified by the amendment recommended by the Committee on Ways and Means now printed in the bill and by the amendment printed in part 1 of the report of the Committee on Rules accompanying this resolution. The committee amendment in the nature of a substitute, as modified, shall be considered as read. All points of order against the committee amendment in the nature of a substitute, as modified, are waived. No amendment directly or indirectly changing title II of the committee amendment in the nature of a substitute, as modified, shall be in order except the amendment printed in part 2 of the report of the Committee on Rules. That amendment may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment. All points of order against the amendment printed in part 2 of the report are waived. At the conclusion of the consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute, as modified. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one mo-

tion to recommit with or without instructions.

SEC. 2. In the engrossment of H.R. 4003, the Clerk shall insert the text of H.R. 2151, as passed by the House, as a new title I and shall redesignate the succeeding titles accordingly.

When said resolution was considered. After debate,

On motion of Mr. MOAKLEY, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, announced that the yeas had it.

Mr. ROSTENKOWSKI objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 336
Nays 77

188.9 [Roll No. 369]
YEAS—336

Abercrombie	Danner	Hamilton
Andrews (ME)	Darden	Hansen
Andrews (NJ)	de la Garza	Harman
Applegate	Deal	Hastings
Armey	DeLauro	Hayes
Bacchus (FL)	Dellums	Hefley
Bachus (AL)	Derrick	Hefner
Baessler	Deutsch	Hilliard
Baker (CA)	Diaz-Balart	Hinchey
Ballenger	Dicks	Hobson
Barcia	Dixon	Hochbrueckner
Barlow	Dooley	Hoekstra
Barrett (NE)	Doolittle	Holden
Barrett (WI)	Dreier	Hoyer
Bartlett	Duncan	Hughes
Bateman	Dunn	Hunter
Becerra	Edwards (CA)	Hutto
Beilenson	Edwards (TX)	Inslee
Bentley	Emerson	Istook
Berman	Engel	Jacobs
Bevill	English	Johnson (GA)
Bilbray	Eshoo	Johnson (SD)
Bilirakis	Evans	Johnson, E. B.
Bishop	Everett	Johnson, Sam
Blackwell	Farr	Johnston
Bliley	Fazio	Kanjorski
Blute	Fields (LA)	Kaptur
Boehlert	Fields (TX)	Kasich
Bonilla	Filner	Kennedy
Bonior	Fingerhut	Kildee
Borski	Fish	Kim
Boucher	Flake	King
Brooks	Foglietta	Kingston
Browder	Ford (MI)	Klecza
Brown (CA)	Fowler	Klein
Brown (FL)	Frank (MA)	Klink
Brown (OH)	Franks (CT)	Knollenberg
Bryant	Frost	Kreidler
Burton	Furse	LaFalce
Buyer	Galleghy	Lambert
Byrne	Gallo	Lancaster
Callahan	Gedjenson	Lantos
Calvert	Gekas	LaRocco
Camp	Gephardt	Lazio
Cantwell	Geren	Lehman
Castle	Gilchrest	Levin
Chapman	Gillmor	Levy
Clayton	Gilman	Lewis (CA)
Clement	Gingrich	Lewis (FL)
Clinger	Glickman	Lipinski
Clyburn	Gonzalez	Livingston
Coble	Goodlatte	Lloyd
Coleman	Goodling	Long
Collins (GA)	Gordon	Lowe
Combest	Goss	Lucas
Condit	Grams	Machtley
Cooper	Green	Maloney
Coppersmith	Greenwood	Mann
Cox	Gunderson	Manton
Cramer	Hall (OH)	Margolies-
Crapo	Hall (TX)	Mezvinsky
Cunningham	Hamburg	Markey

Martinez	Pickett	Stearns
Mazzoli	Pombo	Stenholm
McCandless	Pomeroy	Stokes
McCloskey	Portman	Strickland
McCollum	Price (NC)	Studds
McCrery	Pryce (OH)	Stupak
McCurdy	Quillen	Sundquist
McDade	Quinn	Swett
McHale	Ravenel	Swift
McHugh	Reed	Synar
McInnis	Regula	Talent
McKeon	Richardson	Tanner
McKinney	Ridge	Tauzin
McMillan	Roemer	Taylor (MS)
McNulty	Rohrabacher	Taylor (NC)
Meehan	Ros-Lehtinen	Tejeda
Meek	Rose	Thompson
Menendez	Roth	Thornton
Meyers	Roukema	Thurman
Mfume	Rowland	Torkildsen
Miller (FL)	Roybal-Allard	Torricelli
Mineta	Rush	Towns
Minge	Sabo	Trafficant
Mink	Sanders	Tucker
Moakley	Sangmeister	Unsoeld
Molinari	Santorum	Upton
Mollohan	Sarpalius	Valentine
Moorhead	Sawyer	Velazquez
Moran	Saxton	Vento
Morella	Schaefer	Visclosky
Murphy	Schenk	Volkmer
Murtha	Schiff	Vucanovich
Myers	Schroeder	Walker
Nadler	Schumer	Walsh
Neal (MA)	Scott	Watt
Neal (NC)	Serrano	Waxman
Nussle	Sharp	Weldon
Oberstar	Shepherd	Whitten
Obey	Sisisky	Williams
Ortiz	Skaggs	Wilson
Orton	Skeen	Wise
Oxley	Slaughter	Wolf
Pallone	Smith (IA)	Woolsey
Parker	Smith (MI)	Wyden
Pastor	Smith (NJ)	Wynn
Paxon	Smith (TX)	Yates
Payne (NJ)	Snowe	Young (AK)
Pelosi	Solomon	Young (FL)
Penny	Spence	Zeliff
Peterson (FL)	Spratt	
Peterson (MN)	Stark	

NAYS—77

Allard	Hancock	Miller (CA)
Andrews (TX)	Hastert	Packard
Archer	Heger	Payne (VA)
Baker (LA)	Hoagland	Petri
Barca	Horn	Pickle
Barton	Houghton	Porter
Bereuter	Hutchinson	Poshard
Boehner	Hyde	Rahall
Brewster	Inglis	Ramstad
Bunning	Jefferson	Rangel
Canady	Johnson (CT)	Reynolds
Cardin	Kennelly	Roberts
Collins (IL)	Klug	Rogers
Costello	Kolbe	Rostenkowski
Coyne	Kopetski	Royce
Crane	Kyl	Sensenbrenner
DeLay	Leach	Shaw
Dickey	Lewis (GA)	Shays
Dornan	Lewis (KY)	Shuster
Durbin	Lightfoot	Smith (OR)
Ehlers	Linder	Stump
Ewing	Manzullo	Thomas (CA)
Fawell	Matsui	Thomas (WY)
Franks (NJ)	McDermott	Waters
Gibbons	Mica	Zimmer
Grandy	Michel	

NOT VOTING—21

Ackerman	Ford (TN)	Olver
Carr	Gutierrez	Owens
Clay	Hoke	Skelton
Collins (MI)	Huffington	Slattery
Conyers	Inhofe	Torres
DeFazio	Laughlin	Washington
Dingell	Montgomery	Wheat

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

188.10 PERMISSION TO FILE CONFERENCE REPORT

On motion of Mr. GONZALEZ, by unanimous consent, the managers on the part of the House were granted permission until midnight tonight to file a conference report (Rept. No. 103-652) on the bill (H.R. 3474) to reduce administrative requirements for insured depository institutions to the extent consistent with safe and sound banking practices, to facilitate the establishment of the community development financial institutions, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

188.11 PERMISSION TO FILE CONFERENCE REPORT

On motion of Mr. GONZALEZ, by unanimous consent, the managers on the part of the House were granted permission until midnight tonight to file a conference report (Rept. No. 103-651) on the bill (H.R. 3841) to amend the Bank Holding Company Act of 1956, the Revised Statutes of the United States, and Federal Deposit Insurance Act to provide for interstate banking and branching; together with a statement thereon, for printing in the Record under the rule.

188.12 MARITIME ADMINISTRATION AUTHORIZATION

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, pursuant to House Resolution 500 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4003) to authorize appropriations for fiscal year 1995 for certain maritime programs of the Department of Transportation, to amend the Merchant Marine Act, 1936, as amended, to revitalize the United States-flag merchant marine, and for other purposes.

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, by unanimous consent, designated Mr. WISE as Chairman of the Committee of the Whole; and after some time spent therein,

The Committee rose informally to receive a message from the President.

The SPEAKER pro tempore, Mr. MCNULTY, assumed the Chair.

188.13 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Edwin Thomas, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

188.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. STUDDS:

Strike title II and title III and insert the following:

TITLE II—TONNAGE DUTIES

SEC. 201. FINDINGS AND PURPOSES.

(a) FINDINGS.—The Congress finds the following:

(1) The Coast Guard—
(A) will spend over \$400,000,000 in fiscal year 1995 conducting search and rescue operations far into the Atlantic and Pacific Oceans and the Gulf of Mexico to protect life and property on United States and foreign-flag vessels;

(B) inspects vessels of all nations to ensure their compliance with international treaties and conventions;

(C) will spend over \$470,000,000 in fiscal year 1995 providing navigational aids to vessels from around the world through the operation of—

(i) LORAN, OMEGA, and the Differential Global Positioning System; and
(ii) over 46,000 lighthouses, buoys, daybeacons, fog signals, radar reflectors and Vessel Traffic Service systems; and

(D) will spend over \$86,000,000 in fiscal year 1995 providing icebreaking services for vessels from all nations.

(2) It is reasonable for vessel owners of all nations that benefit from these services, including owners of United States-flag vessels, to pay tonnage duties to help offset the cost of providing these services.

(b) PURPOSE.—The purpose of this title is to increase the tonnage duties imposed on vessels entering the United States to help offset the cost of providing Coast Guard services to those vessels.

SEC. 202. INCREASE IN TONNAGE DUTIES.

(a) INCREASED DUTIES.—Section 36 of the Act of August 5, 1909 (46 App. U.S.C. 121, 36 Stat. 111), is amended—

(1) by designating the first paragraph as subsection (a) and amending it to read as follows:

“(a) TONNAGE DUTY IMPOSED ON CERTAIN ENTRIES.—

“(1) DUTY IMPOSED.—There is imposed on a vessel making an entry described in paragraph (2) before fiscal year 2005 a duty of 38 cents per ton, except that for any vessel the duty under this paragraph shall not apply with respect to more than 25 entries by the vessel in any 12-month period.

“(2) ENTRY DESCRIBED.—An entry referred to in subparagraph (A) is any of the following:

“(A) FORMAL ENTRY FROM FOREIGN PORT OR PLACE.—A formal entry in any port of the United States from any foreign port or place, other than an entry by a vessel that is in distress or is not engaged in trade.

“(B) OTHER ENTRY.—An entry by a vessel that departs a United States port or place and returns to the same port or place without being entered in the United States from another port or place, other than—

“(i) an entry by a vessel of the United States, a recreational vessel, or a barge (as those terms are defined in section 2101 of title 46, United States Code); and

“(ii) an entry by a vessel that is in distress or is not engaged in trade.

“(3) OFFSETTING RECEIPTS OF COAST GUARD.—Amounts received by the United States as duty imposed under this subsection shall be deposited in the general fund of the Treasury as offsetting receipts of the department in which the Coast Guard is operating and ascribed to Coast Guard activities.”; and

(2) by designating the remainder of the section as subsection (b).

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect October 1, 1994.

SEC. 203. CONTRACT AUTHORITY.

(a) REQUIREMENT TO ENTER AGREEMENTS.—The Secretary of Transportation shall expeditiously enter into agreements under the Maritime Security and Competitiveness Act

of 1993. However, the Secretary of Transportation may not obligate more than \$1,350,000,000 in total contracts under the Maritime Security and Competitiveness Act of 1993 or this Act between October 1, 1994, and September 30, 2004.

(b) LIMITATION ON OUTLAYS.—The Secretary of Transportation shall not enter into any agreements under the Maritime Security and Competitiveness Act of 1993 or this Act that would result in total payments under such agreements for any fiscal year in excess of the limitations in the following table.

In the case of fiscal year: The limitation (in millions) is:

1995	\$105
1996	\$105
1997	\$105
1998	\$105
1999	\$155
2000	\$155
2001	\$155
2002	\$155
2003	\$155
2004	\$155.

(c) LIMITATION ON APPLICATION.—Subsections (a) and (b) do not apply to the extent additional amounts are provided by appropriation laws.

SEC. 204. AUTHORIZATION OF ADDITIONAL APPROPRIATIONS.

In addition to amounts otherwise available, there are authorized to be appropriated to the Secretary of Transportation such amounts as may be necessary for entering into and making payments under agreements under the Maritime Security and Competitiveness Act of 1993.

SEC. 205. CONTINUING AVAILABILITY.

Amounts available or authorized to be appropriated under this title shall remain available until expended.

It was decided in the { Yeas 268
affirmative } Nays 153

188.15 [Roll No. 370] AYES—268

Abercrombie	Coyne	Gilman
Andrews (ME)	Cramer	Gingrich
Andrews (NJ)	Cunningham	Gonzalez
Applegate	Danner	Goodling
Bacchus (FL)	Darden	Goss
Baker (LA)	de la Garza	Green
Barcia	de Lugo (VI)	Gutierrez
Barlow	Deal	Hall (TX)
Barrett (WI)	DeLauro	Hamburg
Bateman	Dellums	Harman
Becerra	Derrick	Hastings
Beilenson	Deutsch	Hayes
Bentley	Diaz-Balart	Hefner
Berman	Dicks	Hilliard
Bilbray	Dixon	Hinchey
Bilirakis	Dornan	Hoagland
Bishop	Dunn	Hochbrueckner
Blackwell	Engel	Hoke
Bliley	English	Holden
Blute	Eshoo	Hoyer
Boehlert	Evans	Hughes
Bonior	Everett	Hunter
Borski	Faleomavaega	Hutto
Brooks	(AS)	Inlee
Browder	Farr	Jefferson
Brown (CA)	Fazio	Johnson (GA)
Brown (FL)	Fields (LA)	Johnson (SD)
Brown (OH)	Fields (TX)	Johnson, E. B.
Bryant	Filner	Johnston
Buyer	Fingerhut	Kanjorski
Byrne	Fish	Kaptur
Callahan	Flake	Kennedy
Calvert	Foglietta	Kildee
Cantwell	Ford (MI)	King
Cardin	Fowler	Klecicka
Castle	Frank (MA)	Klink
Chapman	Franks (CT)	Kreidler
Clayton	Frost	LaFalce
Clement	Furse	Lambert
Clinger	Gejdenson	Lancaster
Clyburn	Gekas	Lantos
Coble	Gephardt	Lazio
Coleman	Geren	Lehman
Condit	Gilchrest	Levin
Coppersmith	Gillmor	Levy